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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 UNITED STATES OF AMERICA,

CASE NO. CR15-0386JLR

11 Plaintiff,

MINUTE ORDER

12 v.

13 MONICA ARCE-FLORES,

14 Defendant.

15 The following minute order is made by the direction of the court, the Honorable
16 James L. Robart:

17 On November 16, 2017, the Ninth Circuit Court of Appeals remanded Defendant
18 Monica Arce-Flores's appeal "for the limited purpose of enabling the [] court to consider
19 [her] motion for a writ of error *coram nobis*." (Remand (Dkt. # 326) at 1.) Accordingly,
20 the court ORDERS the parties to file supplemental briefing regarding Ms. Arce-Flores's
21 motion (Mot. (Dkt. # 317)) as follows: Ms. Arce-Flores must file an opening
22 supplemental brief of no more than fifteen (15) pages no later than Friday, December 1,

1 2017. Plaintiff United States of America must file a responsive supplemental brief of no
2 more than fifteen (15) pages no later than Friday, December 8, 2017. Ms. Arce-Flores
3 may not file a reply brief. The parties' briefing must focus on the issues the court raised
4 in its October 16, 2017, order (10/16/17 Order (Dkt. # 325)) on Ms. Arce-Flores's
5 motion: (1) whether Ms. Arce-Flores had sound reasons for not filing a motion for writ
6 of error *coram nobis* sooner (*id.* at 12-14); (2) whether Ms. Arce-Flores's previous
7 counsel was ineffective during the sentencing phase of the criminal matter, the standard
8 for evaluating any such ineffectiveness, whether the court must consider any alleged
9 ineffectiveness at sentencing if the court finds that previous counsel was ineffective
10 during the plea process, and whether the sentencing phase affected prejudice arising from
11 the plea process (*id.* at 23-27); and (3) the proper remedy for any ineffective assistance of
12 counsel (*id.* at 27-28). The court DIRECTS the parties to dedicate the majority of their
13 supplemental briefing to the second and third issues.

14 Filed and entered this 21st day of November, 2017.

WILLIAM M. MCCOOL
Clerk of Court

s/ Ashleigh Drecktrah
Deputy Clerk